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Error to Law and Chancery Court of City of Norfolk.

Action by the Smith-Gordon Company, Incorporated, against W. E. Snellings. Judgment for defendant, and plaintiff brings error. Affirmed.

J. Edward Cole, of Norfolk, for plaintiff in error.

W. P. McBain, of Norfolk, for defendant in error.

INGRAM *v.* INGRAM et al.

June 26, 1921.

[107 S. E. 653.]

1. Descent and Distribution (§ 112*)—Advancements Valued as of Time When Made.—Property advanced should be valued as of the date at which the advancement was made, and when there is a parol gift of land, under which possession is taken, and a deed is executed at a later date, the advancement is to be treated as made, and accordingly valued, at the time of the parol gift.

[Ed. Note.—For other cases, see 1 Va.-W. Va. Enc. Dig. 197.]

2. Descent and Distribution (§ 112*)—Agreement between a Father and Children as to Value of Property Advanced Is Conclusive.—Where a father and his children agreed upon the value of property to be advanced, at the time the advancement was made, this irrevocably established its value as an advancement.

[Ed. Note.—For other cases, see 1 Va.-W. Va. Enc. Dig. 194.]

3. Appeal and Error (§ 1022 (3)*)—Report of Commissioner Approved by Trial Court Should Not Be Disturbed on Appeal.—The report of a commissioner when the evidence has been taken in his presence is entitled to great weight, and such a report on the value of property based on conflicting testimony, and sustained by the trial court, will not be overruled on appeal.

[Ed. Note.—For other cases, see 1 Va.-W. Va. Enc. Dig. 620.]

Appeal from Circuit Court, Pittsylvania County.

Suit by L. W. Ingram, Jr., against Geo. S. Ingram and others. From decree for defendants, plaintiff appeals. Affirmed.

Geo. T. Rison, of Chatham, for appellant.

Harris & Harvey, of Danville, for appellees.

*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes.